

CITY OF LEWISTON

CITY COUNCIL

MARCH 4, 1997

REGULAR MEETING HELD IN THE COUNCIL ROOM AT 7:00 P.M.

THE HONORABLE JOHN T. JENKINS, MAYOR, PRESIDING.

PRESENT: Councilors Lynch, Kelly, Gray, Albert, Samson, Bilodeau, Putnam, City Administrator Robert J. Mulready, and City Clerk Gerald P. Berube.

Pledge of Allegiance to the Flag.

Moment of Silence.

VOTE (1)

Motion by Councilor Albert, seconded by Councilor Lynch:

To dispense with the reading of the minutes of the meeting of February 18, 1997, and to accept and place them on file as prepared by the City Clerk. Passed - Vote 7-0

PUBLIC HEARING ON AN ORDINANCE PERTAINING TO CONDITIONAL REZONING

An ordinance pertaining to conditional rezoning, to conditionally rezone the front portion of the property located at 1046 Main Street from Neighborhood Conservation "A" (NCA) District to Highway Business (HB) District having had passage on first reading at the meeting of February 18th, received its second reading at this time.

VOTE (2)

Motion by Councilor Lynch, seconded by Councilor Bilodeau:

That the ordinance pertaining to conditional rezoning, to conditionally rezone the front portion of the property located at 1046 Main Street from Neighborhood Conservation "A" (NCA) District to Highway Business (HB) District has final passage by a ye and nay vote. Passed - Vote 7-0

PUBLIC HEARING ON THE ADOPTION OF THE COMPREHENSIVE PLAN

A motion was made at this time by Councilor Bilodeau seconded by Councilor Samson to approve the Comprehensive Plan as prepared and recommended by the Planning Board.

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James Lysen, Planning Director thanked the members of the Comprehensive Plan Committee and members of all the sub-committees and citizens who devoted many hours attending meetings in developing the plan. He advised the Council that the Planning Board held 14 public hearings on the plan.

Mr. Lysen gave members of the Council a list of 33 land use issues with the top 10 appearing in bold type which can be used to establish a work program in the implementing phase after adoption of the plan.

The plan builds on the great plans of the past and many components reflect changes in the market place and in land use. The Capital Improvement Program, Education and CDBG funding have all been made a part of the plan.

The plan has been developed into a looseleaf booklet which will allow for review of the plan every year and updating every three years.

After a lengthy discussion, a number of Councilors wanted additional time to review the plan and submit amendments and the following action was taken.

VOTE (3)

Motion by Councilor Lynch, seconded by Councilor Kelly:

To continue the public hearing on the Comprehensive Plan to the meeting of April 1, 1997. Passed - Vote 7-0

VOTE (4)

Motion by Councilor Lynch, seconded by Councilor Gray:

That the shredder equipment located at the City's Solid Waste Facility be declared surplus and that the Purchasing Agent be instructed to dispose of the equipment in accordance with established city policy. Passed - Vote 7-0

VOTE (5)

Motion by Councilor Samson, seconded by Councilor Putnam:

To accept the Water and Sewer Divisions financial report for the period ending December 31, 1996 as prepared by the Finance Department. Passed - Vote 7-0

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VOTE (6)

Motion by Councilor Bilodeau, seconded by Councilor Samson:

That the Lewiston City Council go on record approving the efforts of the Maine Municipal Association to reform the State's tax structure and support their draft of LR #1892 AN ACT TO COMPREHENSIVELY REALIGN THE TAX STRUCTURE OF THE STATE. Passed - Vote 7-0

VOTE (7)

Motion by Councilor Bilodeau, seconded by Councilor Samson:

That the Lewiston City Council go on record in opposition to the current efforts to remove the Local Road Assistance Program out of the highway budget into a bond referendum. Passed - Vote 7-0

A motion by Councilor Lynch was made to create one half hour metered parking on Pine Street and provide for one handicapped space on Pine Street near Park Street Alley.

VOTE (8)

Motion by Councilor Lynch, seconded by Councilor Samson:

That the Traffic Schedule be amended to move the handicapped space to the last space before Park Street Alley. Passed - Vote 7-0

VOTE (9)

Motion by Councilor Lynch, seconded by Councilor Kelly:

That the Traffic Schedule be amended as follows:

Section 7 - PARKING METERS - TIME LIMITATIONS - 1 HOUR is hereby amended as follows:

PINE STREET ~~3 parking spaces northerly side between
Lisbon St & Park St Alley~~

~~3 parking spaces southerly side between
Lisbon St & Park St Alley~~

Section 34 - PARKING RESERVED - CITY OFFICERS & EMPLOYEES

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~~PINE STREET North side beginning at a point 50' westerly of the northwesterly corner of Pine St & Park St and extending westerly on the northerly side of Pine St a distance of 38'~~

Section 6-A - PARKING METERS - TIME REGULATED - 30 MINUTE - 09:00 A.M. to 06:00 P.M.

PINE STREET 2 parking spaces northerly side between Lisbon St & Park St Alley

3 parking spaces southerly side between Lisbon St & Park St Alley

PINE STREET North side beginning at a point 50' westerly of the northwesterly corner of Pine St & Park St and extending westerly on the northerly side of Pine St a distance of 26' (2 spaces)

Section 35 - PARKING RESERVED HANDICAPPED

PINE STREET Northerly side beginning at a point 65' from the southwesterly corner of Pine St & Lisbon St and extending easterly on Pine St a distance of 20' "one hour limit"

NOTE: (Additions are underlined; deletions are ~~struck-out~~).

Passed - Vote 7-0

VOTE (10)

Motion by Councilor Kelly, seconded by Councilor Gray:

To authorize one hour free parking in the parking garage or parking lot for patrons of the public library.

Passed - Vote 7-0

VOTE (11)

Motion by Councilor Bilodeau, seconded by Councilor Kelly:

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To authorize Richard A. Speer, Library Director, to attend the annual conference of the American Library Association in San Francisco, CA, June 26 to July 1, 1997, expenses estimated at \$1,510 to be paid from the Unclassified Travel Account. Passed - Vote 7-0

VOTE (12)

Motion by Councilor Bilodeau, seconded by Councilor Gray:

To accept the recommendation of the City Clerk and to approve a change in the voting place for voters of Ward 3 Precinct 2 from the Lewiston Middle School to the Lewiston Armory. Passed - Vote 7-0

A motion was made at this time by Councilor Kelly, seconded by Councilor Bilodeau, to request a recommendation from the Planning Board to allow used car dealers in the Urban Enterprise District.

After a brief discussion on the various procedures which may be used to amend the code, and the Council being advised that petitioners must pay the fees associated with the request the following action was taken.

VOTE (13)

Motion by Councilor Bilodeau, seconded by Councilor Lynch:

That the motion be amended by adding "subject to the developer bearing responsibility for all fees."
Passed - Vote 6-1 Councilor Kelly opposed.

VOTE (14)

Motion by Councilor Kelly, seconded by Councilor Bilodeau:

To request a recommendation from the Planning Board on an amendment to the Zoning and Land Use Code to allow "Used Car Dealers" in the Urban Enterprise (UE) Districts, subject to the developer bearing responsibility for all fees. Passed - Vote 6-1 Councilor Kelly opposed.

VOTE (15)

Motion by Councilor Bilodeau, seconded by Councilor Samson:

To refer to the Street Committee, for study and

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recommendation, the petitions to vacate and discontinue a portion of Vine Street. Passed - Vote 7-0

VOTE (16)

Motion by Councilor Samson, seconded by Councilor Bilodeau:

To rescind Vote #12, adopted at the regular meeting of February 18, 1997, requesting a recommendation from the Planning Board on an amendment to the Promenade Mall Conditional Rezoning Agreement. Passed - Vote 7-0

VOTE (17)

Motion by Councilor Albert, seconded by Councilor Samson:

To adjourn at 10:00 P.M. Passed - Vote 7-0

A true record, Attest:

Gerald P. Berube, CMC
City Clerk
Lewiston, Maine